



US Army Corps
of Engineers®

Public Notice

Public Notice No. **07-47**

Date: **May 15, 2007**

Nashville District

Application No. **2007-00787**

Expires: **June 15, 2007**

Please address all comments to:
Nashville District Corps of Engineers, Regulatory Branch
3701 Bell Road, Nashville, TN 37214

JOINT PUBLIC NOTICE
US ARMY CORPS OF ENGINEERS
and
TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Community Docks at Lower Anderson Branch Embayment, Tennessee River Mile 208.4R, Pickwick Lake, Hardin County, Tennessee

TO ALL CONCERNED: The application described below has submitted for a Department of the Army (DA) Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899** for the construction of docks on waters of the United States, and a Tennessee Valley Authority (TVA) permit pursuant to **Section 26a of the TVA Act**.

APPLICANT: Ridge Pointe at North Shore
Marina and Home Owners Association, Inc.
9195 Highway 57
Counce, Tennessee 38326

LOCATION: Lower Anderson Branch Embayment, Tennessee River Mile 208.4, Right Bank, Pickwick Lake, Hardin County, Tennessee (Pickwick Dam Quad; lat 35-05-30, lon 88-12-30)

DESCRIPTION: The proposed work consists of the construction of community docks for Ridge Point at North Shore Homeowners Association. The proposed work would involve five separate dock systems. Dock A would consist of four - 20' by 20' boatslips, that would extend out 44' from the normal summer pool (NSP) Elevation 414.0' for Pickwick Lake. Dock B would consist of thirteen (13) - 20' by 20' boatslips, and extend out 44' from NSP shoreline. Dock C would consist of four (4) - 20' by 20' boatslips, and extend out 44' from NSP shoreline. Dock D would consist of six - 20' by 20' boatslips, and extend out 44' from the NSP shoreline. Dock E would consist of three (3) - 20' by 20' boatslips, and

would extend out 44' from the NSP shoreline. Therefore, a total of thirty (30) boat slips are proposed.

All boatslips would be covered and floating. No dredging is proposed, as this site has previously been dredged in the past for the adjacent Turtle Cove Condominiums.

An existing boat ramp is located on the property, which was approved in December 2005 by DA and TVA permits.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The Regulatory Branch Archeologist conducted a file search at the Tennessee Division of Archaeology (TN DOA). Based on the file search conducted at the TN DOA, the Corps has determined that the project, as proposed, has no potential to affect historic properties eligible for listing in the National Register of Historic Places. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows:

Tennessee Valley Authority (TVA) approval is required under Section 26a of the TVA Act for the proposed work. In addition to other provisions of its approval, TVA would require the applicant to employ best management practices to control erosion and sedimentation, as necessary, to prevent adverse aquatic impacts.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Written statements received in this office on or before **June 11, 2007** will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Amy Robinson, at the above address, telephone (615) 369-7509. It is not necessary to comment separately

Public Notice 07-47
File No. 2007-00787

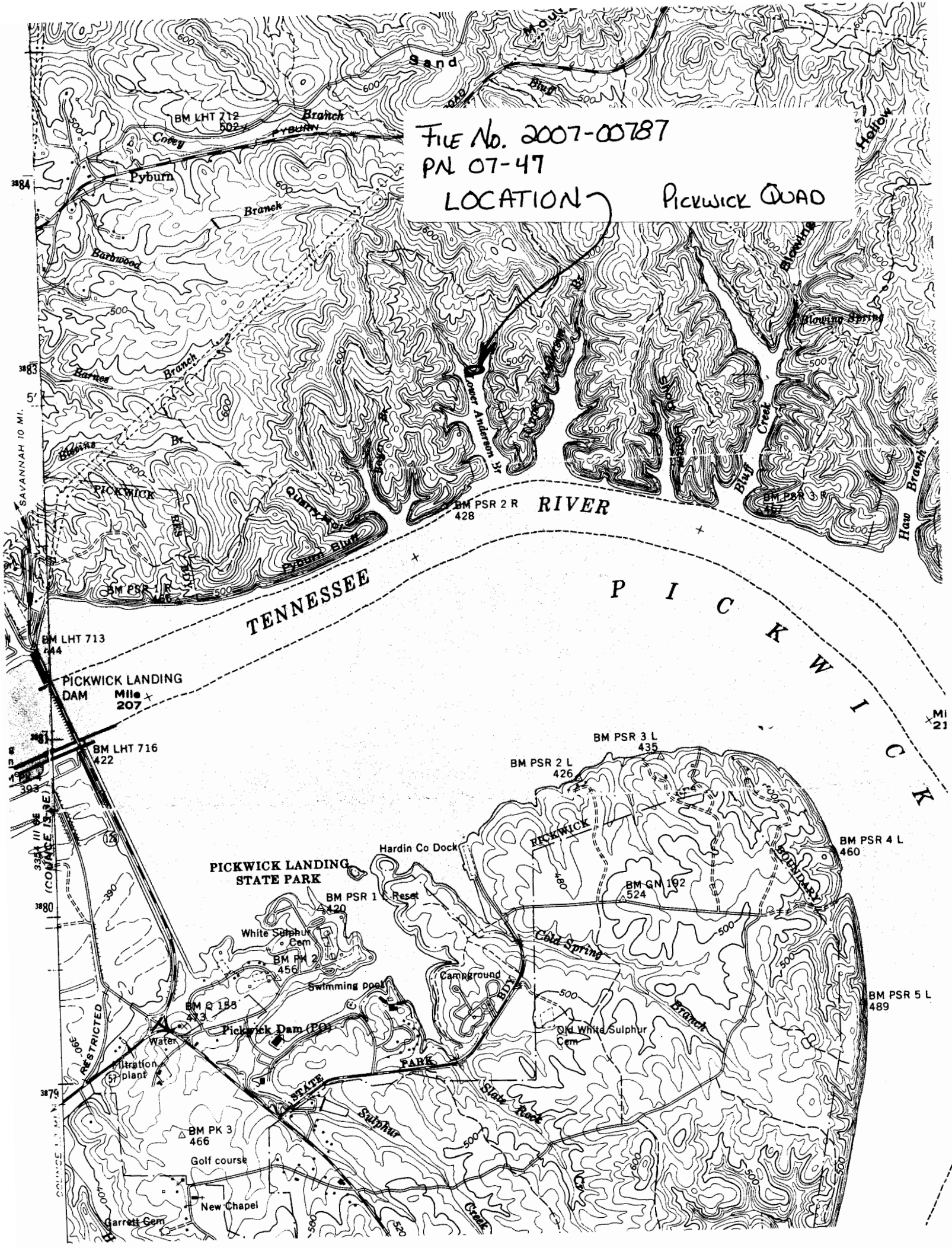
to TVA since copies of all comments will be sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to Mr. Kenley Austin, Tennessee Valley Authority, Pickwick Watershed, P.O. Box 1010, Muscle Shoals, Alabama 35662-1010, telephone 256-386-3456.

If you received this notice by mail and wish to view all of the diagrams, visit our web site at:
<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Amy Robinson at the above address or phone number.

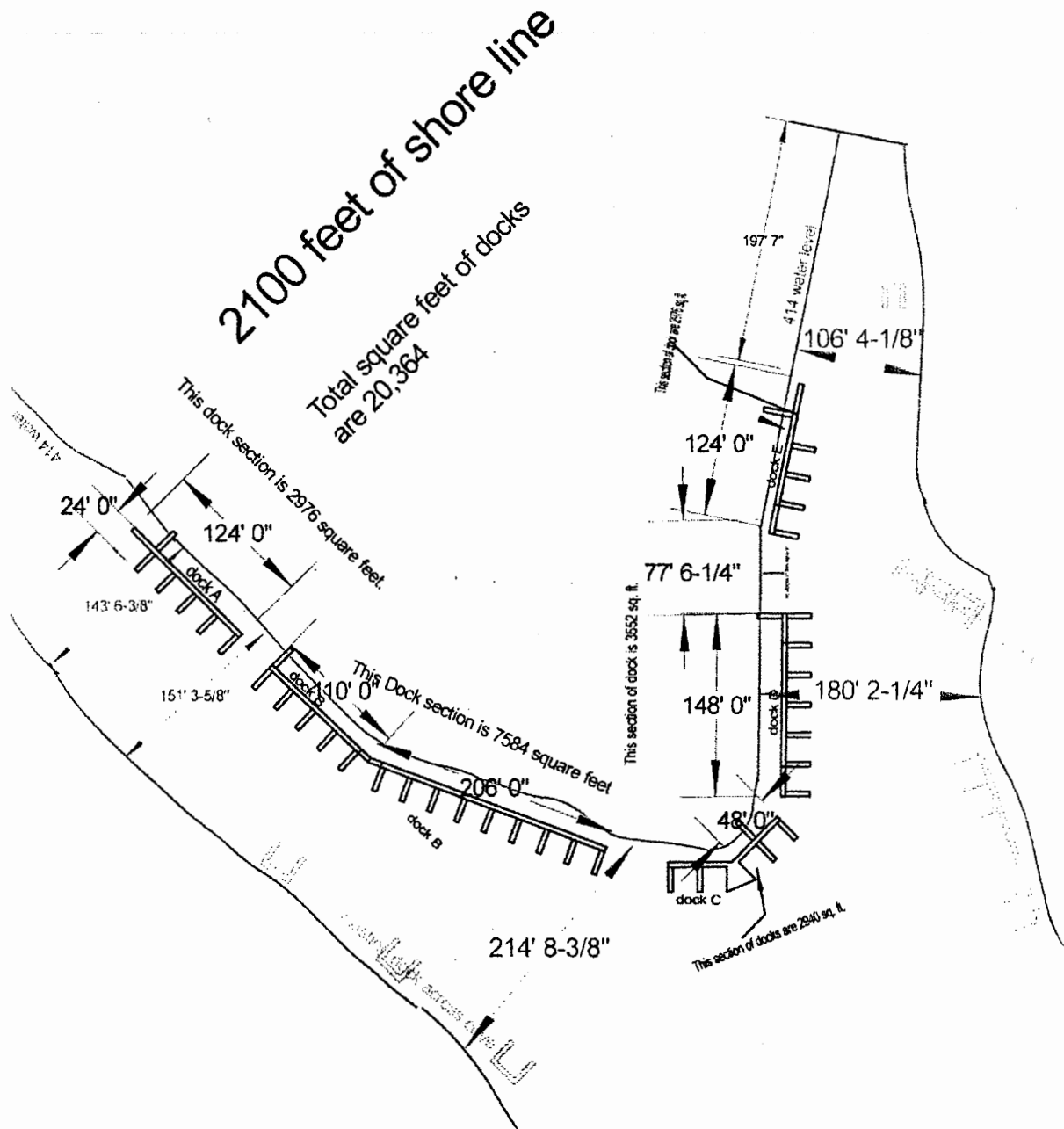
File No. 2007-00787
PN 07-47

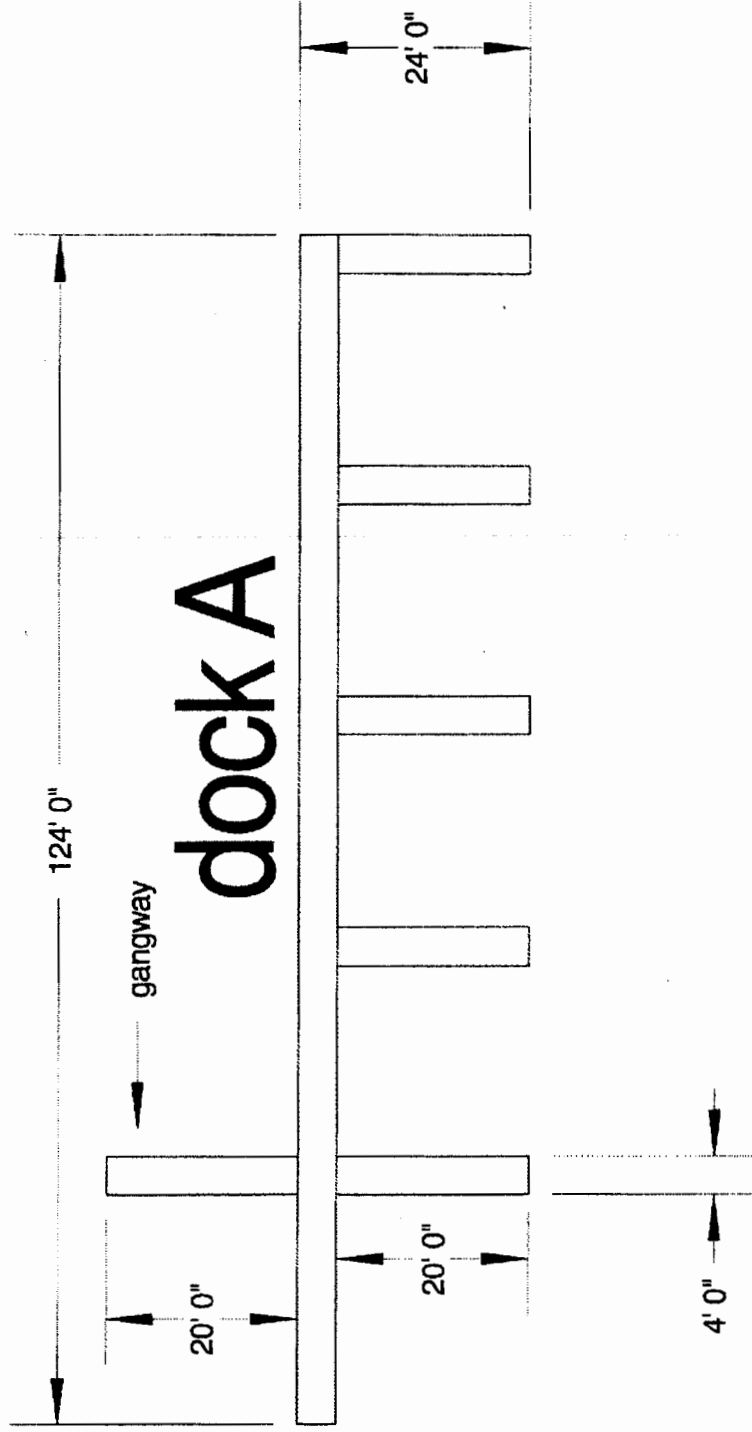
LOCATION

PICKWICK QUAD

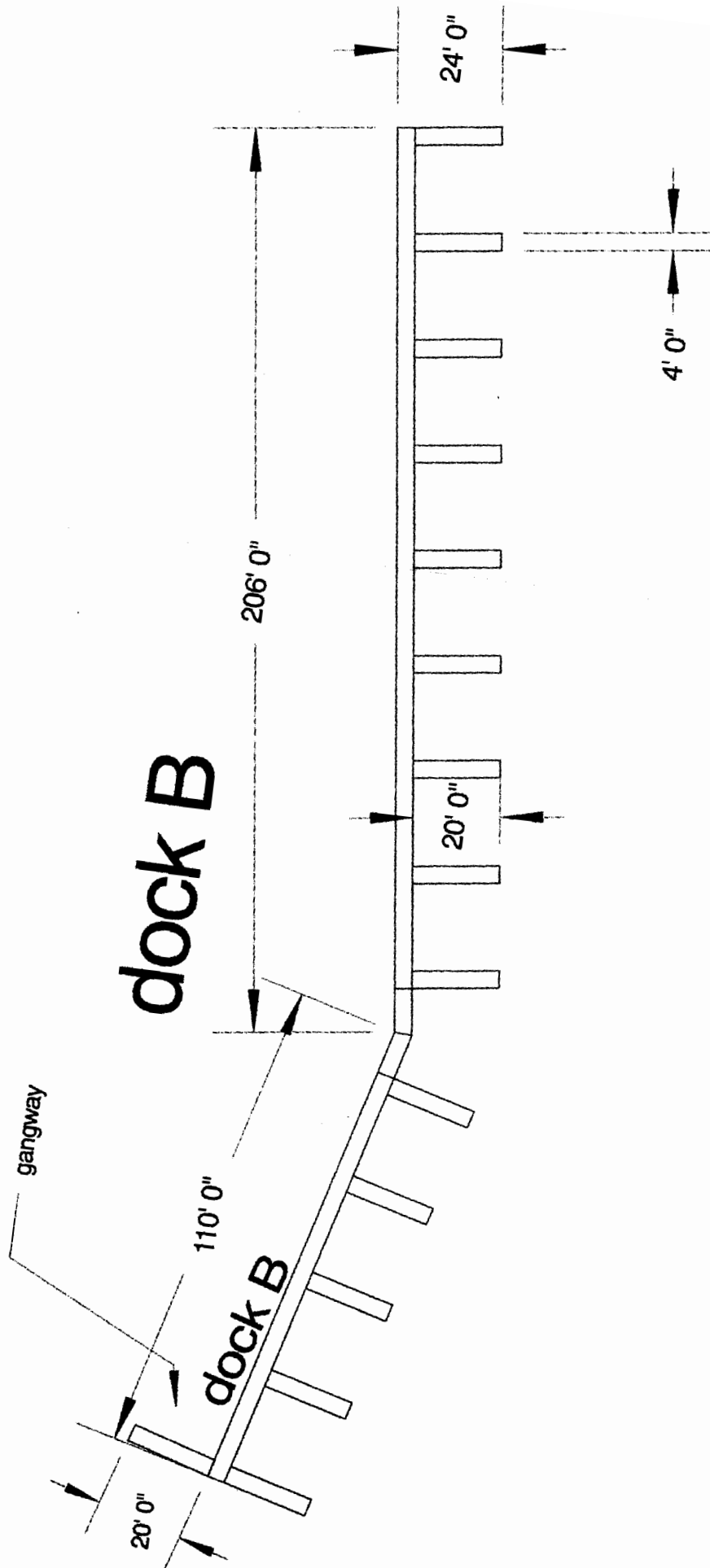


File No. 2007-00787
PIN 07-47
OVERALL PLAN View



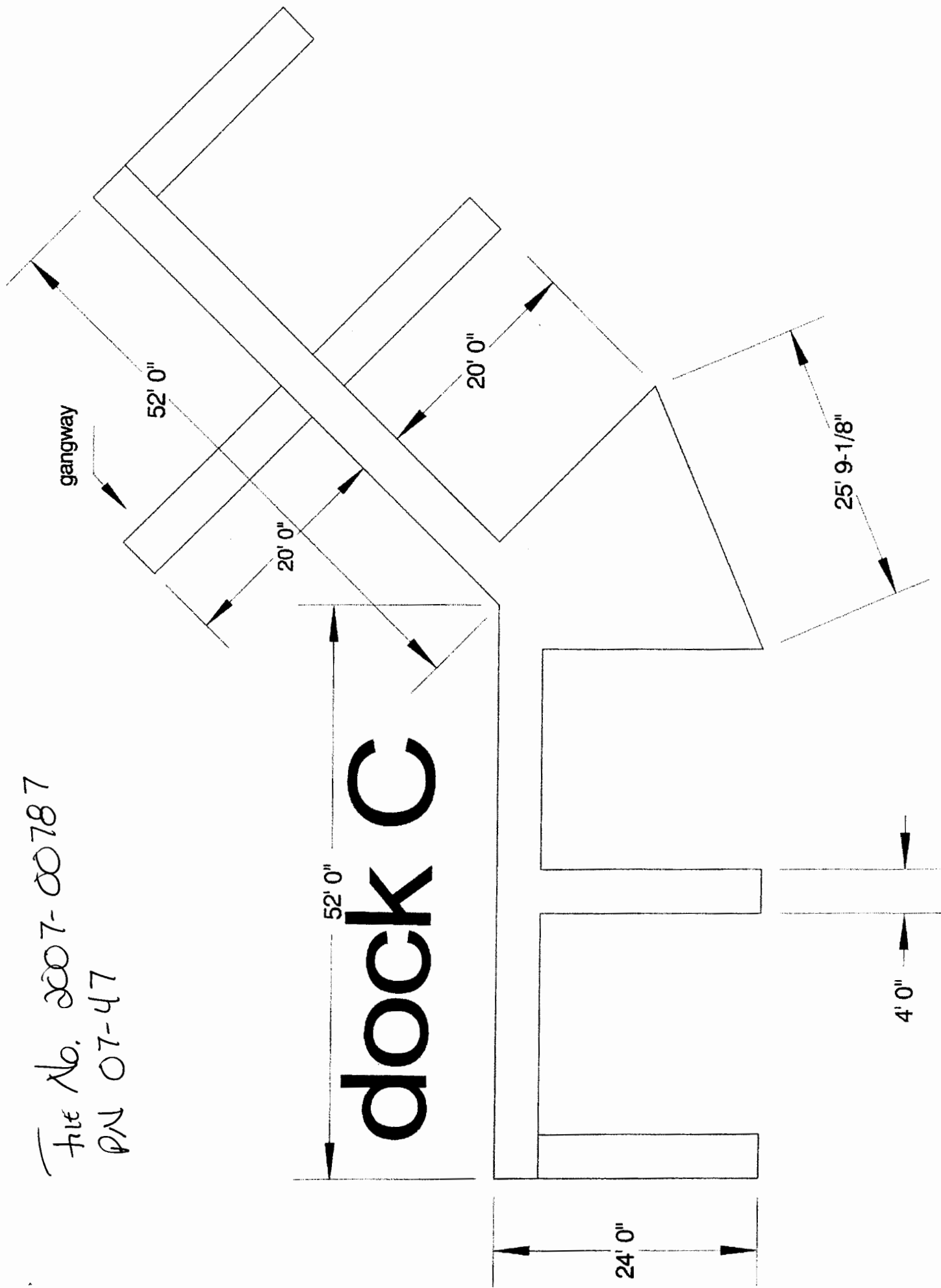


File No. 2007-00787
PN 07-47



File No. 2007-00787
PN 07-47

File No. 2007-00787
PN 07-47



gangway

dock D

148' 0"

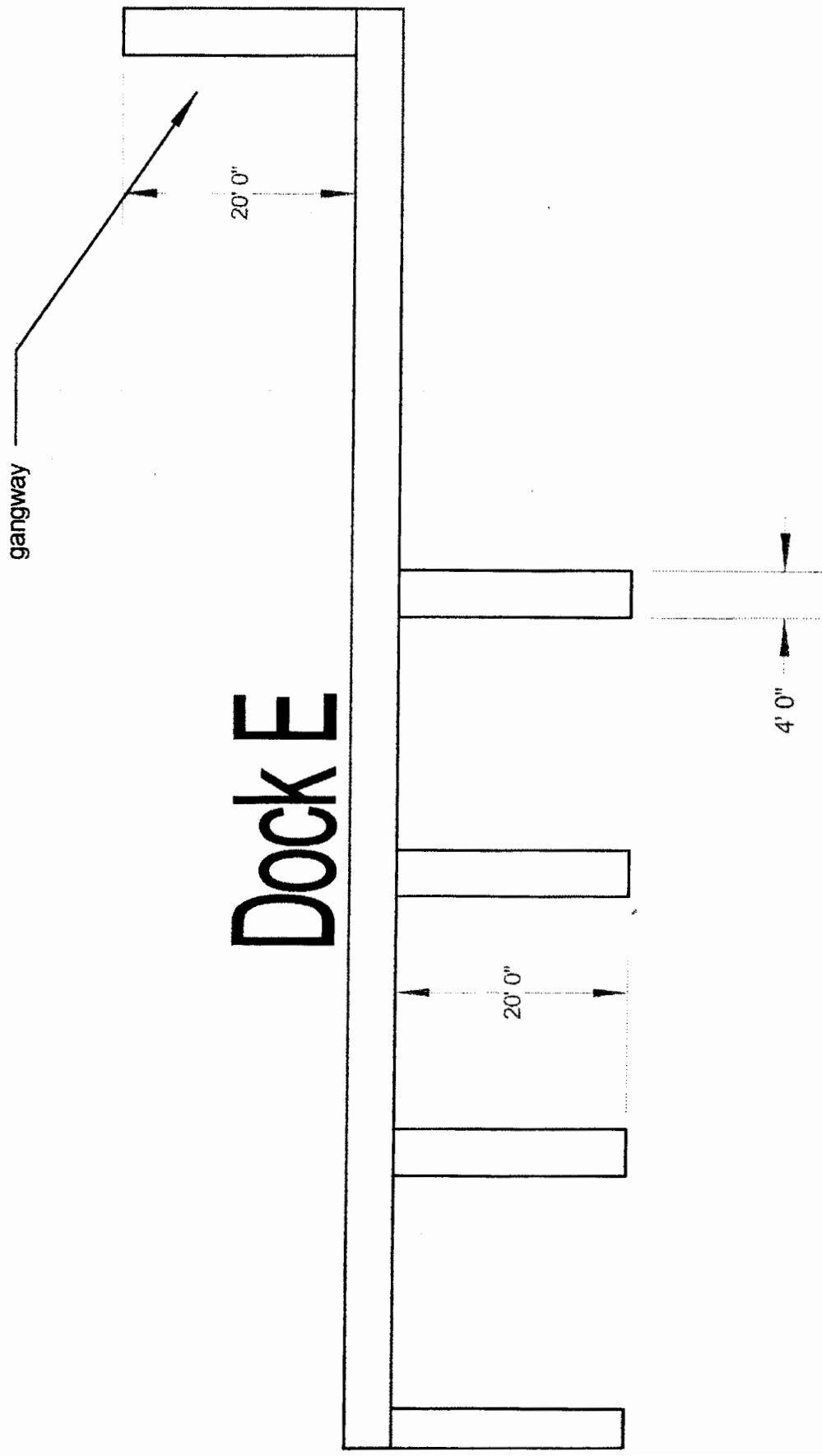
20' 0"

20' 0"

4' 0"

24' 0"

File No. 2007-00787
p/v 07-47



File No. 2007-00787
PN 07-47